



उत्तर प्रदेश पावर कारपोरेशन लिमिटेड

(उत्तर प्रदेश सरकार का उपक्रम)

U P POWER CORPORATION LTD.

(Govt. of Uttar Pradesh Undertaking)

CIN:U32201UP1999SGC024928

संख्या-1050-कार्य/चौदह-पाकालि/2018-8(7)-के/2018

दिनांक: मई, 2018

प्रबन्ध निदेशक,

स्पीड पोस्ट

पूर्वांचल विद्युत वितरण निगम लि०, वाराणसी।
मध्यांचल विद्युत वितरण निगम लि०, लखनऊ।
दक्षिणांचल विद्युत वितरण निगम लि०, आगरा।
पश्चिमांचल विद्युत वितरण निगम लि०, मेरठ।
केस्को, कानपुर।

विषय : Blacklisting of the firm due to default under the contract for supply and erection of material along with testing and commissioning of 11 KV line due to bifurcation overloaded existing 11 KV sec-13, Industrial I&II Hisar, UE-II Hisar, Azad Nagar Hisar feeder with new 11 KV feeder under operation no. 1 DHBVN, Hisar on turnkey basis against NIT-10/SE/OP/HSR/2013-14 (Pkg-A).

महोदय,

कृपया उपरोक्त विषयक S.E./OP Circle, Dakshin Haryana Bijli Vitran Nigam, Hisar (Haryana) के पत्र सं०-ch-35/NIT-10/SE/OP/HSR/2013-14/Pkg-A दि० 05.04.2018 का संदर्भ ग्रहण करें, जिसके द्वारा Dakshin Haryana Bijli Vitran Nigam, Hisar (Haryana) ने M/s Real Power Utility, 51 Preeti Nagar, Hisar (Haryana) को Blacklist किये जाने के आदेश निर्गत किये हैं।

उपरोक्त पत्र की छायाप्रति प्रेषित करते हुए मुझे आपसे यह अनुरोध करने का निदेश हुआ है कि कृपया उक्त पत्र को संज्ञान में लेते हुए तदनुसार कार्यवाही करने का कष्ट करें।

संलग्नक:-यथोपरि।

भवदीय,

(आर०के० श्रीवास्तव)

उप सचिव (कार्य)

संख्या-1050-(1)-कार्य/चौदह-पाकालि/2018 तददिनांक 31-05-2018

प्रतिलिपि निम्नलिखित को सूचनार्थ एवं अग्रतर कार्यवाही हेतु प्रेषित:-

1. प्रबन्ध निदेशक, उ०प्र० पावर ट्रान्समिशन कारपोरेशन लि०/राज्य विद्युत उत्पादन निगम लि०/उ०प्र० जल विद्युत निगम लि०, शक्ति भवन, लखनऊ।
2. S.E./OP Circle, Dakshin Haryana Bijli Vitran Nigam, Office of the Superintending Engineer, Operation Circle, DHBVN, Rajgarh Road, Hisar-125001 (Haryana) को उनके पत्र सं०-ch-35/NIT-10/SE/OP/HSR/2013-14/Pkg-A दि० 05.04.2018 के संदर्भ में।
3. उप महाप्रबन्धक (लेखा प्रशासन), उ०प्र० पावर कारपोरेशन लि०, शक्ति भवन, लखनऊ।
4. अधिशासी अभियन्ता (सम्बद्ध), मुख्य अभियन्ता, (कम्प्यूटराइजेशन), कक्ष संख्या-407, उ०प्र० पावर कारपोरेशन लि०, शक्ति भवन विस्तार, लखनऊ को वेबसाइट-www.uppcl.org पर अपलोड करने हेतु।

संलग्नक:-यथोपरि।

(आर०के० श्रीवास्तव)

उप सचिव (कार्य)



DAKSHIN HARYANA BIJLI VITRAN NIGAM
 Office of the Superintending Engineer, Operation Circle,
 DHBVN, Rajgarh Road, Hisar-125001 (Haryana)
 Tel. No.01662-232629 Fax 01662-227258
 E-mail: seo@dhbvnhisar@gmail.com

8100/2018
21/11/18

To, पञ्जीत, सं. 1030, काठ-14 अजना/पकालि-17
 (Registered AD)
 E-mail ID: ravindergarg@yahoo.co.in
realpowerutility@gmail.com

Subject: M/s Real Power Utility,
 51, Preeti Nagar, Hisar (Haryana).
 Memo No-1684
Blacklisting of the firm due to default under the contract for supply and erection of material alongwith testing and commissioning of 11 KV line due to bifurcation, overloaded existing 11 KV Sec-13, Industrial I&II Hisar, UE-II Hisar, Azad Nagar Hisar feeder with new 11 KV feeder under operator no. I DHBVN, Hisar on turnkey basis against NIT-10/SE/OP/HSR/2013-14 (Pkg-A).

dt-05/04/2018

श्री (श. ९)
 Sir
 D/4

The subject cited work was allotted to your firm vide the letter award no. Ch-333&334/NIT-10/SE/OP/HSR/2013-14 (Pkg.-A) dated 29.10.2013. The detailed work orders for supply & erection were issued vide work order no. 2013&202/NIT-10/SE/OP/HSR/2013-14 (Pkg-A) dated 25.11.2013.

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As per the tender documents clause no. 25, the work shall be completed and shall have passed the test on completion within 120 days from the date of issue of letter of award i.e the schedule completion time for the work under the subject cited tender enquiry was upto 26.2.2014. But your firm failed to complete the work despite pursuance by this office and delay in subject cited work was intimated to your firm vide this office memo no Ch-375/NIT-10 dated 28.4.2014, memo no. 9191/92/NIT-10 dated 4.7.2015, 11617/18 dated 31.7.2015 and XEN 'OP' Divn. No. I DHBVN, Hisar office memo no. 1208/09 dated 21.2.2014, 2426/28 dated 16.4.2014, 5547/49 dated 10.6.2014, 8728/31 dated 16.9.2014 memo no. 10236/38 dated 19.11.2014 and 986/88 dated 3.2.2015. Thus you have violated the terms & conditions of the contract agreement, due to this Nigam suffered huge loss.

श्री (श. ९)
 श्री (श. ९)
 श्री (श. ९)

Accordingly, final notice vide this office memo no. 22275/NIT-10/SE/OP/HSR/2013-14 (Pkg-A) dated 21.12.2015 under clause 45 was served upon you for termination of contract, Forfeiture of Bank Guarantee, Blacklisting of the firm & Liquidated damages a sum equivalent to 10% of the value of the contract be recovered from the account of contractor but no response have been received from your firm.

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श्री (श. ९) 14/11/18
 श्री (श. ९) 19/11/18
 श्री (श. ९) 20/18
 श्री (श. ९) 20/18
 श्री (श. ९) 20/18
 श्री (श. ९) 20/18

One final opportunity of 15 days was given to you for deposit an amount of Rs. 29.20 lac which include the amount of excess payment, LD charges and penalty for delay in work vide Ch-32/NIT-10/SE/OP/HSR/2013-14 Pkg-A dated 9.2.2018, but your firm failed to deposit the amount of Rs. 29.20 lac.

It is clear indication of the fact that you have committed cheating, misappropriation of supplied material and fraud with the Nigam/Govt. deliberately and there is breach of contract on your part.

In view of above facts, the following penal clauses of the contract/ tender documents are invoked:

Clause no. 54:- Corrupt or fraudulent practices

The Nigam requires that Tenderers /Suppliers/Contractors observe the highest standard of ethics during the procurement and execution of Nigam contracts. In pursuance of this policy, the Nigam:-

a) Defines, for the purposes of this provision, the terms set forth as follows:

(i) "Corrupt practice" means the offering, giving receiving or soliciting of anything of value to influence the action of a public official in the procurement process or in contract execution: and

(ii) "Fraudulent practice" means a misrepresentation of facts in order to influence a procurement process or the execution of a contract to the detriment of the Nigam, and includes collusive practice among tenderers (prior to or after tender submission) designed to establish tender prices at artificial, non-competitive levels and to deprive the Nigam of the benefits of free open competition;

b) will reject a proposal for award if it determines that the Tenderer recommended for award has engaged in corrupt or fraudulent practices in competing for the contract in question;

c) will declare a firm ineligible, either indefinitely or for a stated period of time, to be awarded a Nigam contract if it at any time determines that the firm has engaged in corrupt or fraudulent practices in competing for, or in executing, a Nigam contract.

Clause no. 57:- Blacklisting of the Firms:

The contractor will be blacklisted,

1. If the contractor backs out of the contract at any stage, the firm will be issued two 15 days notices to commence the work failing which no further notices will be issued and the firm will be straightway Blacklisted, without prejudice to other terms and conditions of the contract.

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2. If the firms indulge in fraudulent and illegal practices such as forgery, cheating or any civil/criminal wrongdoing or any grave misconduct of similar nature which has a direct impact on the contract and the Nigam. In such case no notice of default will be issued and the firm will be straightway blacklisted in addition to initiating the legal proceedings etc., without prejudice to the other terms and conditions of the contract.
3. If the contractor fails to complete the work within the delivery/completion schedule, the deduction of the penalty will commence as per the terms and conditions of the present Bid Documents. On deduction of the complete penalty as admissible, the contractor will be issued one 15 days notice to complete the work failing which the Performance Bank Guarantee will be forfeited. Subsequent to the above two 15 days notices will be issued and the firm will be blacklisted thereafter.

The Performance Bank Guarantee of the Blacklisted firms will be forfeited and the firm shall have no claim whatsoever on the same.

The matter was considered by BODs of DHBVN in its meeting held on 22.02.2018 at Panchkula against agenda item no- 176.21 and BODs of DHBVN resolved as under:-

"The Board of Directors considered the proposal contained in the memorandum and took note of the information provided in the report. After deliberations, Board directed to blacklist M/s Real Power Utility, Hisar forever for committing, cheating, misappropriation of supplied material and fraud with the Nigam/Govt. deliberately."

Keeping in view of above facts, as per clause no. 54 & 57 of bid documents your firm i.e. M/s Real Power Utility, Hisar (Haryana) is hereby blacklisted forever from doing future business with DHBVN.

The above is without prejudice to any other rights or powers of the Nigam under the contract and recoveries admissible as per the terms and conditions of the Contract.


S.E./OP Circle,
DHBVN, Hisar

Endst. No. Ch-35/NIT-10/SE/OP/HSR/2013-14/Pkg-A

Dated: - 05/04/2018

1. The Chairman & Managing Director, Uttar / Dakshin Haryana Bijli Vitran Nigam Ltd., Plot No. C-16, Vidyut Sadan, Sector-6, Panchkula-134109.
2. SPS to Director/Projects, Director/Operation, UHBVN, Panchkula for kind information of Director/Projects, Director/Operation, UHBVN, Panchkula.
3. The Managing Director, Haryana Vidyut Prasaran Nigam Ltd., Shakti Bhawan, Sector-6, Panchkula-134109.
4. The Managing Director, Haryana Power Generation Corporation Ltd., Shakti Bhawan, Sector-6, Panchkula-134109.
5. The Chairman & Managing Director of Punjab State Power Corporation Limited, the Mall, Patiala-147001.
6. The Chairman & Managing Director of Punjab State Transmission Corporation Limited, the Mall, Patiala-147001.
7. The Chairman, Himachal Pradesh State Electricity Board, Vidyut Bhawan, Shimla-171002.
8. The Managing Director, Uttranchal Power Corporation Limited, Dehradun (Uttranchal).
9. The Chairman, Tata Power Delhi Distribution Limited, Tata Power DDL House, Hudson Lines, Kingsway Camp., New Delhi-110009.
10. The Chairman-cum-Managing Director, Delhi Transco Ltd., Shakti Sadan, Kotla Road, New Delhi-110002.
11. The Managing Director, Jodhpur Vidyut Vitran Nigam Ltd., New Power House, Industrial Area, Jodhpur (Rajasthan).
12. The Chairman & Managing Director, Jaipur Vidyut Vitran Nigam Ltd., Vidyut Bhawan, Janpath, Jaipur-302005 (Rajasthan).
13. The Chairman, U.P. Power Corporation Limited, Shakti Bhawan, 14, Ashok Marg, Lucknow-226001.
14. The Chairman & Managing Director, Rajasthan Rajya Vidyut Prasaran Nigam Limited, Vidyut Bhawan, Janpath, Jaipur (Rajasthan)-302005.
15. The Secretary Rajasthan Rajya Haryana Vidyut Prasaran Nigam Ltd., Vidyut Bhawan, Jyoti Nagar, RC Dave Marg, Jaipur - 302005.
16. The Chairman, Ajmer Vidyut Vitran Nigam Limited, Hathi Bhata, Jaipur Road Ajmer.
17. The Chairman & Managing Director, Rajasthan Rajya Vidyut Utpadan Nigam Limited, Vidyut Bhawan, Janpath, Jaipur (Rajasthan) - 302005.
18. The Chairman, Madhya Pradesh State Electricity Board, PO Box No. 34 Rampur, Jabalpur-432008.
19. The Chairman, West Bengal State Electricity Board, Bidhan Nagar, Kolkata.
20. The Chairman, J & K State Electricity Board, Jammu.
21. Managing Director, West Bengal State Electricity Distribution Company Ltd., Block DJ, 5th Floor, Vidyut Bhawan, Salt, Lake City Sector-2, Kolkata-700091.
22. Managing Director, Mangalore Electricity Supply Co. Ltd., (MESCOM), Paradigm Plaza, AB Shetty Circle, Pandeshwara, Mangalore-575001.

23. Managing Director, Hubli Electricity Supply Co. Ltd., (HESCOM), Nava Nagar Post, Corporate Office, Hubli-580025 (Karnataka).
24. Managing Director, Gulbaraga Electricity Supply Co. Ltd., (GESCOM), Gulbarga Main Road, Kulbaraga-585102 (Karnataka).
25. Managing Director, Chamundeshwari Electricity Supply Co. Ltd., (GESCOM), No. 927, LJ Avenue Commercial Complex, New Kantaraj Urs Road, Sarawatipuram, Musore-570009, Karnataka.
26. Managing Director, Hukeri Rural Electric Co-Operative Society Ltd., Hukeri Dist., Belagaum, Karnataka.
27. Chairman and Managing Director, Southern Power Distribution Company of Telangana Ltd., Corporate Office 3, 6-1-50, Mint Compound, Hyderabad-560063.
28. Chairman and Managing Director, APEPDCL, Corporate Office, P & T Colony, Seethammadhara, Vishakapatnam-530013 (AP).
29. Chairman and Managing Director, Northern Power Distribution Co. of AP Ltd., H. No-1 1-503, Op: NIT Petrol Pump, Chaitanyapuri Colony, Hanamkonda Warrangal-506004 (AP).
30. Chairman and Managing Director, Southern Power Distribution Co. of AP Ltd., behind sreenivasa Kalyanamam, Tirichannur Road, Tiripathi-517101, Chittoor District, AP.
31. Managing Director, Anakapally Rural Electric Co-Operative Society Ltd., No B-1539, Kasimkota, Dist., Visakapatnam, AP.
32. Managing Director, Cheepurapalli Rural Electric Co-Operative Society Ltd., No. VR-300 Cheepurapalli, Dist. Vizianagaram, AP.
33. Managing Director, Co-Operative Electric Supply Society Ltd., Kuppam Dist., Chittoor, AP.
34. Managing Director, Co-Operative Electric Supply Society Ltd., Sircilla Dist., Karimnagar, AP.
35. Chairman Assam Power Distribution Company Ltd., 4th Floor, Bijulee Bhawan, Paltan Bazar, Guwahati-781001, Assam-India.
36. Managing Director, North Bihar Power Distribution Co. Ltd., Vidyut Bhawan, Railway Road, Patna-800021 (Bihar).
37. Chairman, Chattisgarh State Power Distribution Company Ltd., Danganiya, PO Sunder Nagar, Raipur-492013.
38. Managing Director, Dakshin Gujrath Vij Co. Ltd., Nana Varcha Road, Near Kopadara Char Rasta, Surat-395006 (Gujrath).
39. Managing Director, Paschim Gujrath Vij Co. Ltd., Nana Mava Main Road, Laxmi Nagar, Rajkot.
40. Managing Director, Madhaya Gujrath Vij Co. Ltd., Sardar Patel Vidyut Bhawan, Racecourse Road, Vadodara-390007 (Gujrath).
41. Chairman, Uttar Gujrath Vij Co. Ltd., Visragar Road, Mehsana-284001.
42. Director (Tech.) Jharkhand Bijlee Vitaran Nigam Ltd., Engineering Bldg. HEC, PO Dhurwa, Ranchi Jharkand-834004.
43. Chairman & Managing Director, MP Porva Kshethra Vidyut Vitaran Company Ltd., Shakti Bhawan, Vidyut Bhawan, Jabalpur (MP).

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44. Chairman & Managing Directro, PM Madhaya Kshethra Vidyut Vitaran Company Ltd., Govindpura, MPSEB Complex, Bhopal-462023 (MP).
45. Chairman & Managing Director, MP Paschim Kshethra Vidyut Vitaran Company Ltd., GPH Compound, Pologround, Indore (MP).
46. Managing Director Maharashtra State Electricity Distribution Co. Ltd., 6F, Prakshgadh, Plot No-G-9, Bandra E, Mumbai-400051, Maharashtra.
47. Managing Director, Ajmer Vidyut Vitaran Nigam Ltd., Old Power House, Jaipur Raod, Ajmer (Rajasthan).
48. Chairman & Managing Director, Tamilnadu Generation & Distribution Corporation 800, Electricity Avenue, Anna Salai, Chennai-600002 (Tamil Nadu).
49. Managing Director, Purvanchal Vidyut Vitaran Nigam Ltd., Vidyut Nagar, PO DLW, Hydell Colony, Bhikaripur, Varanasi-221004 (UP).
50. Managing Director, Mazdhyanchal Vidyut Vitaran Nigam Ltd., 4-A, Gokhle Marg, Lucknow-226001 (UP).
51. Managing Director, Pashehimachal Vidyut Nigam Ltd., Victoria Park, Meerut-256001.
52. Managing Director, DVVNL, 220 KV Gss, Agra Mathura Bye Pass, Sikandra, Agra-282007.
53. Chairman, West Bengal State Electricity Distribution Co. Ltd., Vidyut Bhawan, DJ Block Sector-2, Salt Lake City, Bidhan Nagar, Kolkata-700091.
54. The Secretary Orissa State Electricity Board, Bhubaneswar.
55. The Chairman-cum-Managing Director, Andhra Pradesh Power Generation Corporation Ltd., Vidyut Soudha, Hyderabad-5000802.
56. The Managing Director, Chhattisgarh State Power Holding Co. Ltd., Vidyut Sewa Bhawan, Dangania, Raipur.
57. The Managing Director, Chhattisgarh State Power Distribution Co. Ltd., Vidyut Sewa Bhawan, Dangania, Raipur.
58. The Managing Director, Chhattisgarh State Power Generation Co. Ltd., Vidyut Sewa Bhawan, Dangania, Raipur.
59. The Managing Director, Chhattisgarh State Power Transmission Co. Ltd., Vidyut Sewa Bhawan, Dangania, Raipur.
60. The Managing Director, Chhattisgarh State Power Trading Co. Ltd., Vidyut Sewa Bhawan, Dangania, Raipur.
61. The Executive Director (S&P), C.S.P.D.C.L., Raipur.
62. The Secretary, Bihar State Electricity Board, Vidyut Bhawan, Bailey Road, Patna-800021.
63. The Secretary, Gujrat Ujra Vikas Nigam, Sardar Patel Vidyut Bhawan, Race Course, Vadodara-390007.
64. The Secretary, Haryana Vidyut Praparan Nigam Ltd., / M.D. Haryana Power Generation Corporation Ltd., Shakti Bhawan, Sector-6, Panchkula (Haryana)-134109.
65. The Secretary, Karnatka Power Transmission Corporation Ltd., Corporate Office, Kala Bhawan, Bangalore-56009.

66. The Secretary, Meghalya State Electricity Board, Lum Jinsgshal, Round Road, Shillong-793001.
67. The Secretary, Kerla State Electricity Board, Vaidhyuthi Bhawan, Pattorn, Thiruvanantha Puram-695001.
68. The Secretary, Grid Corporation of Orissa Ltd., Janpath, Bhubneshwar (Orissa)-751022.
69. The Secretary, Rajasthan Rajya Vidyut Prasaran Nigan Ltd., Vidyut Bhawan, Jyoti Nagar, R.C. Dave Marg, Jaipur-302005.
70. The Secretary, Tamil Nadu Electricity Board, 9th Floor, N.P. K. P. R. Malligal, 800, Anna Salai, Chennai-600002.
71. The Chairman-cum-Managing Director, Uttar Pradesh Power Corporation, Shakti Bhawan, 14- Ashok Marg, Lucknow (UP)-226001.
72. The Secretary, West Bengal State Electricity Board, Vidyut Bhawan, 7th Floor, Bidhdannagar, Kolkata (WB)-700091.
73. The Chief Engineer (MM) Central Purchase Organisation, Punjab State Electricity Board, The Mall, Patiala-147001.
74. The Chief Engineer (MM) Vidyut Sacan, Dakshin Haryana Bijli Vitran Nigam Ltd., Hisar-125005.
75. Ahmadabad Electricity Company Ltd., Ahmadabad-380001.
76. The Chief Engineer Transmission, Vidyut Soudha, Transmission Corporation of Andhra Pradesh Ltd., Hyderabad-500082.
77. The Chief Engineer (S&P), Engg. Building H.E.C. Dhurwa, Jharkhand State Electricity Board, Ranchi-834004.
78. The Chief Engineer (A&F), BSES Bhawan, Nehru Place, BSES Rajdhani Power Ltd., New Delhi-110019.
79. North Delhi Power Ltd., Grid Sub Station Building, Hudson Lines, Kings Way Camp Delhi-110009.
80. The General Manager, P&MM, APNPDDI, H. no- 1-1-478 & 503, Opp. REC Petrol Pump, Chaitanyanpuri, Hanamkonda Warrangal-506004.
81. The Chief General Manager, P&MM & Operation, APCPDDI, H. No-11-04-660, 3rd Floor, Singarani Bhawan, Adjacent to Hanuman Temple, Khairatabad, Hyderabad-500004.
82. The Chief Engineer Manager, Operation & Material, APEPDCL, H. No-30- 14-9, Near Saraswathi Park, Daba Gardens, Visakhapatnam-530020.
83. The Superintending Engineer, MIAO Electrical Circle, Department of Power, MIAO, Arunachal Pradesh.
84. All CEs in UHBVN/DHBVN/HVPN/HPGCL.
85. LR, HPU, Shakti Bhawan, Panchkula for information please.
86. All SEs (OP)/SE/Const., in UHBVN/DHBVN.
87. SE/IT DHBVN, **Hisar for uploading the order on Nigam's website.**
88. FA&CAO/MM in UHBVN/DHBVN/HVPN/HPGCL.
89. SE/S&W, UHBVN, Dhulkote.
90. Chief Auditor, UHBVN/DHBVN.
91. COS, DHBVN, Hisar.

- 92. All XENs Central Store, UHBVN/DHFVN.
- 93. Company Secretary, UHBVN/DHBVN/HVPN/HPGCL.
- 94. Supdt. /Purchase, DHBVN, UHBVN, Hisar/Panchkula.


S.E./OP Circle,
DHBVN, Hisar